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JUN 19 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: :  
CHARLES D. JAQUAYS : Group Art Unit: 1755  
For: Building and Other Materials : Examiner: Marcantoni, Paul D.  
Containing Treated Bauxite Tailings :  
and Process for Making Same :  
Serial No. 10/690,729 :  
Filed: 10/23/2003 :

**AMENDMENT**

In response to the Office Action of December 20, 2005, please amend this application as follows:

**IN THE SPECIFICATION**

Please see the attached Amendments To Specification (37 CFR 1.121b).

**IN THE CLAIMS:**

Claims 31 and 32 are hereby cancelled, without prejudice. Claims 29, 30 and 33-44 are now in this application.

Please see the attached Complete Listing Of All Claims Ever Presented (37 CFR 1.121c).

**REMARKS**

Reconsideration of this application is requested.

The specification has been amended, thereby obviating the objection raised in the Office Action. Further explanations of features of the invention will be found below, though applicant notes that compliance with statutory requirements does not require a theoretical explanation for the invention.